

Message Text

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PAGE 01 STATE 218456
ORIGIN COME-00

INFO OCT-01 CIAE-00 DODE-00 EB-08 NSAE-00 ICA-11
TRSE-00 EUR-12 DOE-15 ISO-00 SOE-02 /049 R

DRAFTED BY COM/OEA /CD: RRICE:LM
APPROVED BY EB/ITP/ EWT: PBLAKEBURN
COMMERCE/OEA - JLUCCIOLA
-----129525 290704Z /14

R 282140Z AUG 78
FM SECSTATE WASHDC
TO AMCONSUL FRANKFURT
INFO AMEMBASSY BERN
AMEMBASSY BONN
AMCONSUL ZURICH

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EXCON

E.O. 11652: N/A

TAGS: ESTC, GW, SW

SUBJECT: ORIEL GMBH-SPAWR OPTICAL RESEARCH; OEA/CD CASE
NUMBER 23(78)-2; 8/14/78 TELECON BETWEEN EDO CAIRN AND
S/A RICE

REF: STATE'S A-1895, FRANKFURT'S T-5844

1. CONGEN IS REQUESTED TO DETERMINE IF WEBER OBTAINED
FEDREP AUTHORIZATION TO EXPORT (OR REEXPORT) THE SPAWR
LASER MIRRORS CONTAINED IN THE "FIRST" ORDER TO THE SOVIET
UNION. IF NOT, WAS WEBER REQUIRED TO OBTAIN SUCH
AUTHORIZATION, AND WILL DISCLOSURE OF THE SOVIET SHIPMENTS
TO THE FEDREP AUTHORITIES PLACE HIM IN JEOPARDY OF
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PROSECUTION FOR EXPORT LAW VIOLATIONS? OEA/CD IS WILLING
TO STATE THAT ANY INFORMATION IT GATHERS IN THIS
INVESTIGATION WILL NOT BE VOLUNTARILY RELEASED BY IT TO THE
FEDREP AUTHORITIES. SECTION 7(C) OF THE EXPORT
ADMINISTRATION ACT OF 1969 (AS AMENDED) PROHIBITS ANY
OFFICIAL OPERATING UNDER AUTHORITY OF THE ACT FROM
DISCLOSING ANY BUSINESS INFORMATION WHICH IS DEEMED

CONFIDENTIAL WITHOUT FIRST OBTAINING A DETERMINATION FROM THE SECRETARY OF COMMERCE THAT SUCH DISCLOSURE IS IN THE NATIONAL INTEREST.

2. ONE COMPLICATING FACTOR INVOLVING ASSURANCES TO WEBER IS THAT ON 8/14/78, OEA/CD LEARNED THAT U.S. CUSTOMS, WHICH AIDED CD IN ITS INVESTIGATION, MAY HAVE INADVERTENTLY ALERTED FEDREP CUSTOMS IN MAY OR JUNE 1978 TO THE POSSIBLE EVASION OF CUSTOMS DUTIES BY SPAWR/WEBER. THIS, OF COURSE, MAY SERIOUSLY COMPLICATE THE SITUATION. CD WILL KEEP THE CONGEN ADVISED OF ANY DEVELOPMENTS. THE CONGEN OFFICER IS ALSO REQUESTED TO DETERMINE IF WEBER IS ANTICIPATING AN EARLY VISIT TO THE U.S. IF SO, WEBER MAY FIND IT IN HIS BEST INTERESTS TO CONFER WITH THIS OFFICE IN PERSON. WEBER NEED NOT WORRY ABOUT BEING DETAINED OR HARRASSED BY US OFFICIALS IN CONNECTION WITH THE INSTANT MATTER AND SUCH A VISIT BY HIM WOULD CLARIFY OUR RESPECTIVE POSITIONS. COMPLIANCE DIVISION WOULD FIND A REPORT ON THE CONGEN OFFICER'S 8/14/78 VISIT WITH WEBER HELPFUL. CHRISTOPHER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: STRATEGIC TRADE CONTROLS
Control Number: n/a
Copy: SINGLE
Draft Date: 28 aug 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE218456
Document Source: CORE
Document Unique ID: 00
Drafter: RRICE:LM
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780352-0228
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780816/aaaaanhy.tel
Line Count: 82
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: d51e635a-c288-dd11-92da-001cc4696bcc
Office: ORIGIN COME
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 78 STATE A-1895, 78 FRANKFURT 5844
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1598623
Secure: OPEN
Status: NATIVE
Subject: ORIEL GMBH-SPAWR OPTICAL RESEARCH; OEA/CD CASE NUMBER 23(78)-2; 8/14/78 TELECON BETWEEN EDO CAIRN AND S/A RICE
TAGS: ESTC, GE, SW
To: FRANKFURT
Type: TE
vdkgvkey: odbc://SAS/SAS.dbo.SAS_Docs/d51e635a-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014